

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1957 – HB 2365

March 19, 2018

SUMMARY OF ORIGINAL BILL: Removes the ability of a water and wastewater treatment authority board (WWTAB) to oversee petitions for the creation of a utility district in certain counties. Extends sole and exclusive provider authority given to Water and Wastewater Treatment Authorities (WWTA) to Regional Water and Wastewater Treatment Authorities (RWWTA).

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (015036): Deletes all language after the enacting clause. Prohibits the ability of a WWTAB to oversee a petition for the creation of a utility district by any governmental entity that does not purport to adjust or otherwise modify any territory in the service area of the WWTA.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Under current law, pursuant to Tenn. Code Ann. § 7-82-201 and § 7-82-202, a county mayor has the authority to approve or deny a petition for the creation of a utility district.
- Pursuant to Tenn. Code Ann. § 5-6-120, the duties of the county mayor regarding the approval or denial of a petition to create a utility district are transferred to the WWTAB in counties which have created such an entity.
- The proposed language would remove the ability of the WWTAB to oversee such petitions if the petition did not involve the adjustment or modification of any territory within the service area of the WWTA.
- The proposed language is not estimated to result in a change in the number of petitions for the creation of utility districts filed, approved, or denied; therefore any fiscal impact to local government is estimated to be not significant.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jrh